

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA,

v.

**DEVOS LTD. d/b/a GUARANTEED
RETURNS, et al.**

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CRIMINAL ACTION

NO. 14-574

ORDER

AND NOW, this ___3rd___ day of February, 2017, upon consideration of the Government's Motion *in Limine* to Admit Evidence (Doc. 181), Defendants' Opposition to Government's Motion *in Limine* to Admit Evidence (Doc. 195), Oral Argument on the Motion during the Pretrial Conference held on January 23, 2017, and additional Oral Argument on the Motion on February 1, 2017, **IT IS HEREBY ORDERED AND DECREED** that the Motion is preliminarily **GRANTED** as follows:¹

1. At this time, the Court finds that the evidence that the Government seeks to admit by its Motion is extrinsic evidence and, therefore, may only be preliminarily admitted under Fed. R. of Evid. 404(b); and
2. The Parties must confer and submit a proposed limiting jury instruction on the proper use of any evidence admitted under Fed. R. of Evid. 404(b).

¹ On February 1, 2017, the Parties stipulated, on the record, that the Government would not seek the conviction of Defendant Donna Fallon on Superseding Indictment Counts 41–52 solely on the basis of her alleged involvement in the indate scheme.

BY THE COURT:

/s/ Petrese B. Tucker

Hon. Petrese B. Tucker, C.J.